ORDER RECEIVED FOR FILING
Date
By

TW RE: PETITION FOR ADMIN. VARIANCE N/S Piney Hill Road, 5,850' E

of Hereford Road

(1134 Piney Hill Road)
7th Election District
3rd Councilmanic District

Glenn C. Campbell and Melissa H. Dowling Petitioners * BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

Case No. 98-75-A

·

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner for consideration of a Petition for Administrative Variance filed by the owners of the subject property, Glenn C. Campbell and Melissa H. Dowling. The Petitioners seek relief from Section 1A04.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an enclosed riding ring, with side yard setbacks of as close as 28 feet in lieu of the required 50 feet. The subject property and relief sought are more particularly described on the site plan submitted which was accepted and marked into evidence as Petitioner's Exhibit 1.

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. The subject property having been posted and there being no requests for a public hearing, a decision shall be rendered based upon the documentation contained within the case file. Based upon the information available, there is no evidence in the file to indicate that the requested variances would adversely affect the health, safety or general welfare of the surrounding community and should therefore be granted. In the opinion of the Deputy Zoning Commissioner, the information, pictures, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the

B.C.Z.R. Furthermore. strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the B.C.Z.R. having been met, and for the reasons set forth above, the relief requested should be granted.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this _/6 \(\frac{1}{16} \) day of September, 1997 that the Petition for Administrative Variance seeking relief from Section 1A04.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an enclosed riding ring, with side yard setbacks of as close as 28 feet in lieu of the required 50 feet, in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject, however, to the following restrictions:

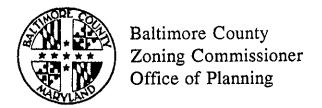
1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until the 30-day appeal period from the date of this Order has expired. If an appeal is filed and this Order is reversed, the relief granted herein shall be rescinded.

TIMOTHY M. KOTROCO

Deputy Zoning Commissioner

for Baltimore County

TMK:bjs



Suite 405, County Courts Bldg. 401 Bosley Avenue Towson, Maryland 21204 410-887-4386

September 16, 1997

Mr. Glenn C. Campbell
Ms. Melissa H. Dowling
1134 Piney Hill Road
Monkton, Maryland 21111

RE: PETITION FOR ADMINISTRATIVE VARIANCE
N/S Piney Hill Road, 5,850' E of Hereford Road
(1134 Piney Hill Road)
7th Election District - 3rd Councilmanic District
Glenn C. Campbell and Melissa H. Dowling - Petitioners
Case No. 98-75-A

Dear Mr. Campbell & Ms. Dowling:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Administrative Variance has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Permits and Development Management Office at 887-3391.

Very truly yours,

TIMOTHY M. KOTROCO

Deputy Zoning Commissioner

with latroco

for Baltimore County

TMK:bjs

cc: People's Counsel

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THE REPORT OF THE PARTY OF THE

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at

1134 Pivey Hill Road Monkton MD 21111

which is presently zoned

Zoning Commissioner of Ballimore County

RC5

This Petition shall be filed with the Office of Zoning Administration & Development Management.

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached

hereto and made a part hereof, hereby petition for a Variance from Section(s) 1A04.3. B.3 TO ALLOW AN ENCLOSed "Riding Ring SIDEYARD SETBACKS AS close AS 28' IN 1:es of the Required 50'.

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty) Desire to continue agricultural used property and surrounding arealsy successing existing funcia riding ring. Use of existing site location will imminize loss of pasture and loss of wooded portrand lot. To observe setback would adversely affect the approximate, value and effective at a property and significantly ridure open pasture; existing site imminizes loss of pasture and wooded areas, changes to downinge patterns and grading of land in light of slope of land.

Property is to be posted and advertised as prescribed by Zoning Regulations.

REVIEWED BY: CAM DATE: 22 Aug 11

ESTIMATED POSTING DATE:

I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

			I/We do solemnly declare and aff legal owner(s) of the property while		
Contract Purchaser/Lessee			Legal Owner(s):		
			Cleun C. Caw (Type or Print Name)	phell	
(Type or Print Name)			(Type or Print Name)		
	,		Lewellamp	bell	
Signature			Signature		
			Melissa H. Dow	linė	
Address			(Type or Print Name)	. 63	
	9 - 2	ية _ق راما كي	Melisia H	Sowler	4
City	State	Zipcode	Signature	(v)	385-3511 W
Attorney for Petitioner	, 1 2 · · · · · · · ·	The stage to a	1134 Piney Hi	_	5-343-2796 H
(Type or Print Name)			Address		Phone No
			Markton	MD State	ZIIII
Signature			City Name, Address and phone number		
4	,	•			
\$.	<u> </u>		Gleun C. Cam	sbell "	,
Address	Phone No.		Name		
1	* * * * * *	<u>.</u>	1134 Piney Hell	Koad 41	0-343-2796
City 1	State	Zipcode	Address		Phone No
<u> </u>			Mankton MD	21111	
A Public Hearing having h	seen requested and/or found to b	ne required it is order	ed by the Zoning Commissioner of Ba	illimore County this c	lay of , 19
that the subject matter of	this petition be set for a public he	earing , advertised, a	s required by the Zoning Regulations of	of Baltimore County, in two	newspapers of general
	iltimore County, and that the pro				

Printed with Soybean Ink on Recycled Paper

Affidavit in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows:

That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently resid	e at 1134 Piney +	III Road	
	Mankton	MD	ZIII)
That based upon personal knowledge, the fariance at the above address: (indicate hardsh	City following are the facts upon to practical difficulty)	on which I/we base the request	- •
esire to cartinive agriculture	I use of property	and Surrouding a	maky enclose
risting fenced viding vive.	Used existing se	felocation will me	nunize loss of
nature and loss of wooded	partion of lot. I	oobserve setback	mong ognere
effect the appearance, valu	ve and efficient	use of property a	rd Significan
reduce open pastine on	property: exis	tring site uninung	is losed, pasto
woodra areas, change	s to dramage p	atterns and gra	dung of land
in lightly Aloped in	and.		
0 0			
That Affiant(s) acknowledge(s) that if a p nay be required to provide additional information of the large of the large of Maryland, in and for the County of the large of Maryland, in and for the County aforesal the large of Maryland, in and for the County aforesal the large of Maryland, in and for the County aforesal the large of Maryland, in and for the County aforesal the large of Maryland, in and for the County aforesal the large of Maryland, in and for the County aforesal the large of the l	BALTIMORE, to wit:	Melissa H (type or print name) , 1997, before me,	H. Doew
the Afficiate(s) herein personally known (r satisfactorily identified	o me as such Affiantt(s), and n	nade oath in due form of
hat the matters and facts hereinabove set		to the test of his/hel/then kile	
AS WITNESS my hand and Notarial Seal		レストし、	COMPSON
date		TARY PUBLIC Ommission Expires: 8/1/	No Corany
			MORE STATE

Affidavit in support of Administrative Variance

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That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside a	1134 hvey	Hill Road	<u> </u>
	Monkton	MD	21111
	City	State	Zip Code
That based upon personal knowledge, the fol Variance at the above address: (indicate hardship	lowing are the facts upon or practical difficulty)	which I/we base the request	for an Administrative
Desire to continue agricul	tenapused pr	operty and su	nounding area
by enclosing existing for	merd riding s	ing. Use of eve	sting site location
will minimize loss of past	une and loss of	wooded partion	0 10+.70 04sur
sitback would adversely	, affect the app	rasance, value	and efficient
used property and sign			
existing site inivienizes			
to dramage patterns o	and grading a	of land will	ut of slope
of land.		<u> </u>	
That Affiant(s) acknowledge(s) that if a pro	test is filed, Affiant(s) will	be required to pay a repost	ing and advertising fee and
may be required to provide additional inform			10.00
(signature)		(algnature)	A. K. Devan
Glown C. Campbell		Melissa H	- Dowling
(type or print name) STATE OF MARYLAND, COUNTY OF BA	LTIMORE, to wit:	136 6 - 1500 - 150	
THEREBY CERTIFY this 18 K day	of Anyonh	, 19 <u>97</u> , before me,	a Notary Public of the State
to the second se	I namenally behavered		
Stem C. Campbell	and / leurs	c H. U.Sur	
the Affiants(s) herein, personally known or s that the matters and facts hereinabove set for	atisfactorily identified to i orth are true and correct to	me as such Affiantt(s), and to the best of his/her/their kn	nade oath in due form of law owledge and belief.
AS WITNESS my hand and Notarial Seal.	(\bigcap_{λ}	SIPPOR
Argul 18, 1997	NOTA	4 / L J L	Tall Tall
date	My Com	mission Expires: 8/1/	Sales and the sales are
	, 20	, 1	The Lot
•	· ·		

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at

Monkton MD 21111

which is presently zoned

This Petition shall be filed with the Office of Zoning Administration & Development Management.

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) 1A04, 3, B. 3 To ALLOW AN ENCLUSED RIDING RING SIDE VARD SETBACKS AS CLOSE AS 28' IN LIEU OF THE REQUIRED 50'

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the tollowing reasons: (Indicate narcosnip or practical difficulty) Dasire to continue approached used property and surrounding area by enclosing existing female vising. Use of existing site location will brunings loss of pasture and loss of wooded pertian of lot. To observe extended adversely affect the approached, value and efficient use of property and symficantly name open pattine; existing site uninimizes loss of pasture and wooded areas, changes to dramage patterns and grading of land in light of slape of land. of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or

Property is to be posted and advertised as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

			I/We do scientify decisive and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition
Contract Purchaser/Lessee:			Legal Owner(s):
			Glenn C. Campbell
(Type or Print Name)			(Type or Print Name)
*			Howel Countail
Signature			Signature
			Melissa H. Dowling
Address			(Type or Print Name)
			Melessa H. Nowlit
City	State	Zipcode	Signature
Attorney for Petitioner:			410-3BS-3511 W
			1134 Piney Hill Road 410-343-2796 4
(Type or Print Name)			Address Phone No.
•			Monketon MD 21111
Signature		<u></u>	City State Zipcode Name, Address and phone number of representative to be contacted
			Gleun C. Chupbell
Address	Phone No.		1134 Pines Hell Road 410-343-2796
City	State	Zipcode	Address MD Z-1111 Phone No.
			MONKION 1 2 2111/
A Public Hearing having been re	equested and/or lound to b	e required, it is orde	ered by the Zoning Commissioner of Baltimore County, this day of, 19

that the subject matter of this petition be set for a public hearing, advertised, as required by the Zoning Regulations of Baltimore County, in two newspapers of general

Zoning Commissioner of Baltimore County



REVIEWED BY: ... _ ____



Printed with Soybean Ink on Recycled Paper

circulation throughout Baltimore County, and that the properly be reposted.

ZONING DESCRIPTION FOR 1134 PINEY HILL ROAD, MONKTON, MD

As recorded in Deed Liber 10036, Page 305:

Beginning at a point on the North Side of Piner Hill Read approximately South 46 degrees 24 minutes West 260 feet, South 40 degrees 45 minutes 27 seconds East 27.20 feet, South 50 degrees 26 minutes 26 seconds West 200 feet, South 40 degrees 45 minutes 27 seconds East 745.87 feet, North 46 degrees 24 minutes East 497.02 feet, South 35 degrees 58 minutes 58 seconds East 324.20 feet, South 40 degrees 45 minutes 27 seconds East 469.18 feet to the place of beginning.

5

CERTIFICATE OF POS

ADMINISTRATIVE VARIANCE
RE: Case No.: 98-75-A

Petitioner/Developer: GLENN

CAMPBELL, ETAL

Date of Hearing/Closing: 9/15/9

Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204

Attention: Ms. Gwendolyn Stephens

Ladies and Gentlemen:

This letter is to certify under the penalties of perjury that the necessary sign(s) required by law were posted conspicuously on the property located at #//34 PINEY HILL RD,

The sign(s) were posted on (Month, Day, Year)

Sincerely,

Partick M. O'Kerfe 8/28/9

Patrick M. O'Keele

(Printed Name)

523 Penny Lane (Address)

Hunt Valley, MD 21030

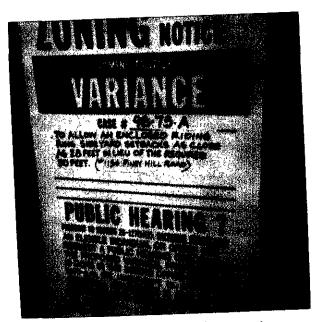
(City, State, Zip Code)

(410) 666-5366

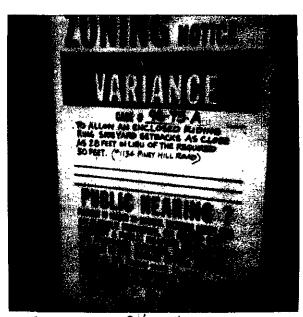
de) 9054 Poper (410) 444

(Telephone Number)

9/96

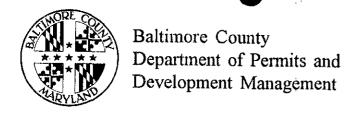


1134 PINEY HILL RD.



CLOSING. 9/15/97

BALTIMORE COUNTY, MARYLAND OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT	No. 043357	PAID RECEIPT
DATE 22 A S ACCOUNT ACCOUNT S	R-001-6150 50.00	REGIPT # 019570 PER TIME 1722/1997 8/22/1997 09:30:48 REG USO1 CACHIER CLUM CM. DRAWER 1 REGIPT RECEIPT RECEIPT
RECEIVED CAMPBELL / Dan	JIMO	CR NO. 045357 50.00 CHECK Battimore County, Maryland
Admin VAR	Ka	
DISTRIBUTION WHITE - CASHIER PINK - AGENCY YELLOW - CUSTO		CASHIER'S VALIDATION



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County zoning regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property and placement of a notice in at least one newspaper of general circulation in the County.

This office will ensure that the legal requirements for posting and advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements.

PAYMENT WILL BE MADE AS FOLLOWS:

- 1) Posting fees will be accessed and paid to this office at the time of filing.
- Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper.

NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

ARNOLD JABLON, DIRECTOR
For newspaper advertising:
Item No.: 75 Petitioner: Campbell Dowling
Location: 1134 Piney Hill Rd, Monkton MD ZIIII
PLEASE FORWARD ADVERTISING BILL TO:
NAME: Glenn CAmpbell
ADDRESS: 1134 Piney Him Rd
Monkton MD 21111
PHONE NUMBER: 4 - 343 - 2796

Plat to accompany Petition for Zoning Variance	e Special Hearing
see pages 5	& 6 of the CHECKLIST for additional required information
OWNER:,folio#,lot#,section#	
	•
	North Scale: 1'=1000'
	LOCATION INFORMATION
	Election District: Councilmanic District:
	1°=200' scale map#:
	Lot size:
	Chesapeake Bay Critical Area: 🔲 🔲 Prior Zoning Hearings:
North	Zoning Office USE ONLY! reviewed by: ITEM #: CASE#:
prepared by: Scale of Drawing: 1"=	

EXMOR A

*PLANNERS FILL IN THE POSTING AND CLOSING DATES.

Request for Zoning: Administrative Variance

Date to be Posted: Anytime before but no later than ____*3 Aug 9

Format for Sign Printing, Black Letters on a White Background:

ZONING NOTICE

ADMINISTRATIVE VARIANCE

Case No.: 98-75-A

To Allow AN enclosed Riding Ring SideyARd SETBACKS AS close As 28' IN lieu of the

Required 50'

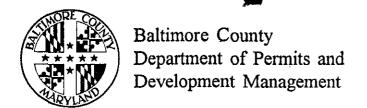
PUBLIC HEARING?

PURSUANT TO SECTION 26-127(b) (1), <u>BALTIMORE COUNTY CODE</u>. AN ELIGIBLE INDIVIDUAL OR GROUP MAY REQUEST A PUBLIC HEARING CONCERNING THE PROPOSED VARIANCE, PROVIDED THE REQUEST IS RECEIVED IN THE ZONING REVIEW BUREAU BEFORE 5:00 P.M. ON

ADDITIONAL INFORMATION IS AVAILABLE AT THE DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT, COUNTY OFFICE BUILDING, 111 WEST CHESAPEAKE AVE., TOWSON, MD 21204, (410) 887-3391

DO NOT REMOVE THIS SIGN AND POST UNTIL AFTER ABOVE DATE UNDER PENALTY OF LAW

HANDICAPPED ACCESSIBLE



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

September 11, 1997

Mr. Glenn Campbell & Ms. Melissa Dowling 1134 Piney Hill Road Monkton, MD 21111

RE: Item No.: 75

Case No.: 98-75-A

Petitioner: Glenn Campbell, et al

Dear Mr. Campbell & Ms. Dowling:

The Zoning Advisory Committee (ZAC), which consists of representatives from Baltimore County approval agencies, has reviewed the plans submitted with the above referenced petition, which was accepted for processing by Permits and Development Management (PDM), Zoning Review, on August 22, 1997.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the permanent case file.

If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Roslyn Eubanks in the zoning office (410-887-3391).

Sincerely,

W. Carl Richards, Jr. Zoning Supervisor

WCR/re
Attachment(s)



8

Office of the Fire Marshal 700 East Joppa Road Towson, Maryland 21286-5500 (410)887-4880

August 3, 1997

Arnold Jablon, Director
Zoning Administration and Development Management
Baltimore County Office Building
Towson, MD 21204
MAIL STOP-1105

RE: Property Owner: LLC & STONERIDGE CONDOM: NIUM, INC.

JOSECH H. SEIPP, JR.

GLENN C. CAMPBELL & MELISSA H. DOWLING

639 MAIN STREET, LLC

Location: DISTRIBUTION MEETING OF SEPTEMBER 2, 1997

ítem No.: 068, 069, **≬**7

,) AND O7G

Zoning Agenda:

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

- 4. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to pacupancy or beginning of operation.
- 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code", 1991 edition prior to occupancy.

REVIEWER: LT. ROBERT P. SAUERWALD Fire Marshal-Office, PHONE 887-4881, MS-1102F

cc: File

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

INTER-OFFICE CORRESPONDENCE

TO:

POM

FROM:

R. Bruce Seeley . R 13/40 Permits and Development Review

DEPRM

SUBJECT:

Zoning Advisory Committee Meeting Date:

The Department of Environmental Protection & Resource Management has no comments for the following Zoning Advisory Committee Items:

Item #'s: 66

69

72

RBS:sp

BRUCE2/DEPRM/TXTSBP

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Arnold Jablon, Director Department of Permits

DATE: August 26, 1997

and Development Management

FROM: Arnold F. "Pat" Keller, III, Director

Office of Planning

SUBJECT: Zoning Advisory Petitions

The Planning Office has no comments on the following petition (s):

Item Nos. 67, 71 & 75

If there should be any questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at (401) 887-3495.

Jary L. Kenn

Prepared by

Division Chief:

AFK/JL

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Date: Sept. 8, 1997

Department of Permits & Development

Management

FROM:

Robert W. Bowling, Chief

Bureau of Developer's Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

for September 8, 1997

Item Nos. 066, 068, 070, 071, 072,

074, 075, 076, and 077

The Bureau of Developer's Plans Review has reviewed the subject zoning item, and we have no comments.

RWB:HJO:jrb

cc: File



David L. Winstead Secretary

Parker F. Williams Administrator

Ms. Roslyn Eubanks Baltimore County Office of Permits and Development Management County Office Building Room 109 Towson, Maryland 21204

Baltimore County RE: Itam No. 075 (CA

Dear Ms. Eubanks:

We have reviewed the referenced item and we have no objection to approval, as the proposed development is not located on a State roadway and there are no impacts to any SHA facilities.

Please contact Larry Gredlein at 410-545-5606 if you have any questions. Thank you for the opportunity to review this item.

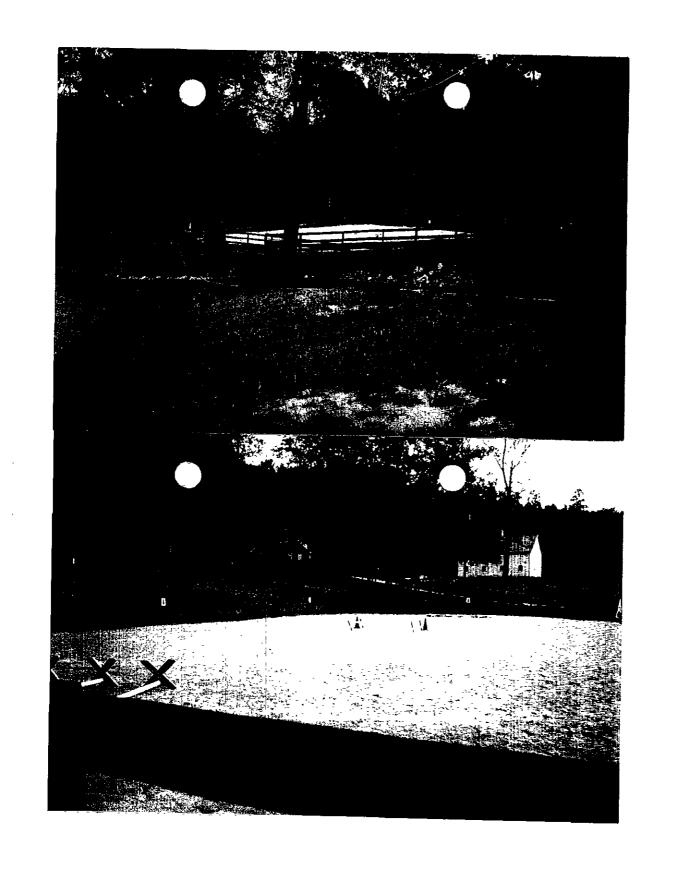
Very truly yours,

Ronald Burns, Chief

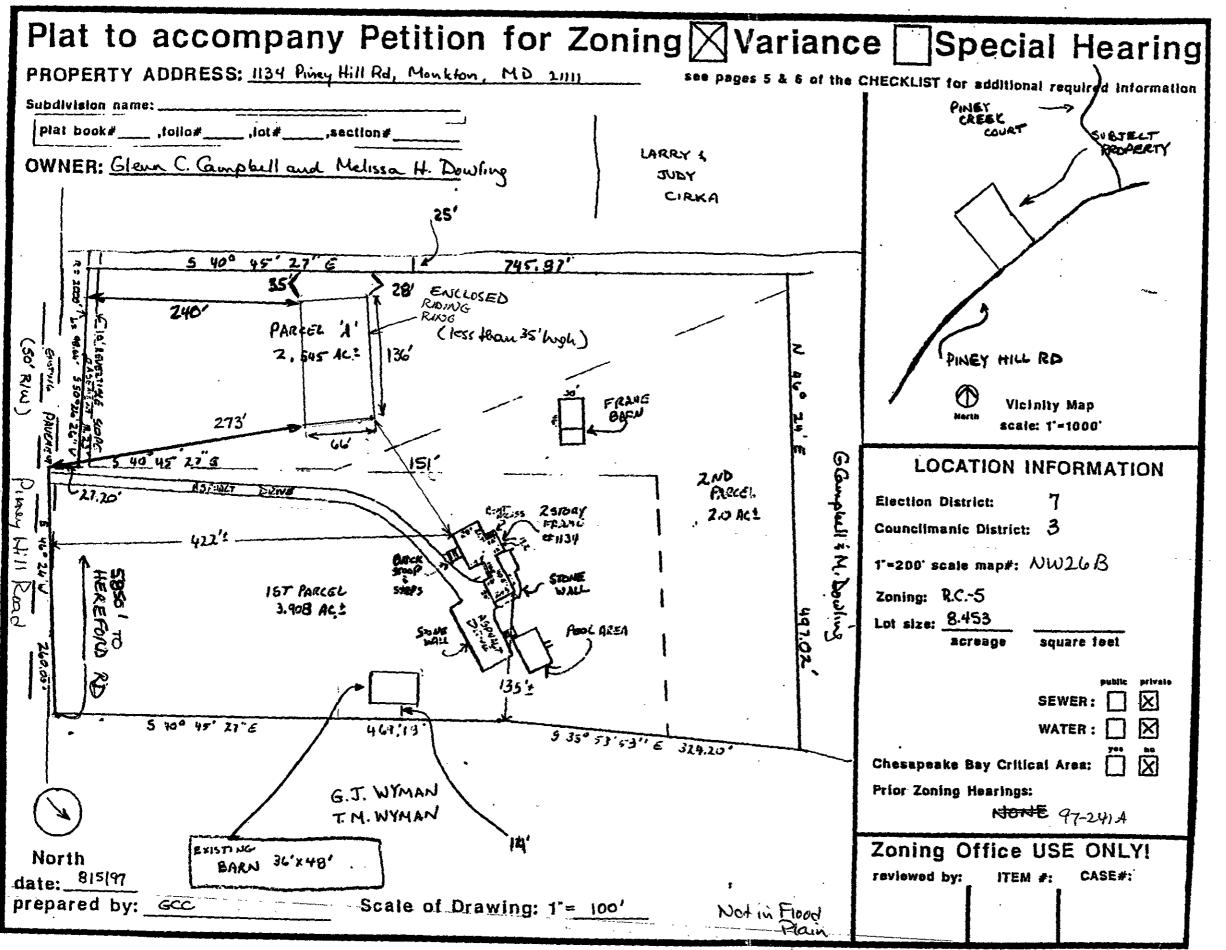
Engineering Access Permits

Division

LG







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